



PATENT APPLICATION

Attorney Docket No. 70651

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Clark et al. )

Application No.: 09/864,093 )

Filed: May 21, 2001 )

For: FREE-SPACE OPTICAL )  
COMMUNICATION SYSTEM )  
EMPLOYING WAVELENGTH )  
CONVERSION )

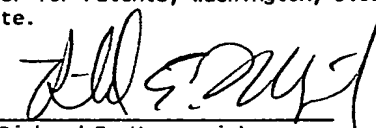
Group Art Unit: 2633 )

Examiner: )  
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CERTIFICATE OF MAILING

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on this date.

10/9/01  
Date

  
Richard E. Wawrzyniak  
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Attorney for Applicant(s)

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INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In accordance with 37 C.F.R. § 1.56, the references listed on the attached Form PTO-1449 are being brought to the attention of the Examiner for consideration in connection with the examination of the above-identified patent application.

As far as is known to the undersigned, this Information Disclosure Statement (IDS) is filed before the mailing date of a first Office Action on the merits, and therefore, the IDS is properly submitted pursuant to 37 C.F.R. § 1.97(b)(3). In the event, however, that an Office Action has crossed in the mail with this IDS, the Commissioner is hereby authorized to charge Deposit Account No. 06-1135 for the fee required pursuant to 37 C.F.R. §1.17(p) so that the IDS is properly submitted pursuant to 37 C.F.R. § 1.97(c)(2). A duplicate copy of this sheet is enclosed.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicants or Applicants' representative that may be material to the examination of the subject application, Applicants' representative hereby provides this Information Disclosure Statement prepared in accordance with 37 C.F.R. §§ 1.97-1.98 and includes Form PTO-1449.

Copies of the items listed on Form PTO-1449 are provided pursuant to 37 C.F.R. § 1.98(a)(2), including copies of the specification, claims, and drawings (and Preliminary Amendment, if any) for the cited pending U.S. application pursuant to 37 C.F.R. § 1.98(a)(2)(iii).

All of the items listed on the attached Form PTO-1449 are in the English language. Therefore, no further explanation of the listed items is required. See 37 CFR 1.98(a)(3).

Applicants respectfully request that the Examiner review the listed references and that they be made of record in the file history of the above-captioned application.

Although these documents are being made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicants or Applicants' representative that any of the references are material to patentability or effective as prior art against the subject application.

The Commissioner is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. §§1.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1135. **A duplicate copy of this sheet is enclosed.**

Dated: 10/9/01

FITCH, EVEN, TABIN & FLANNERY



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